

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**HB 433 – SB 641**

February 28, 2011

**SUMMARY OF BILL:** Requires an abortion or an attempt to procure a miscarriage performed with the pregnant woman's consent by the pregnant woman's attending physician during the viability of the fetus be performed in a licensed hospital or a state or federally operated hospital.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Under current law, an abortion or attempt to procure a miscarriage is required to be performed in a licensed hospital only if the procedure is performed after three months but before viability of the fetus.
- Attempt to perform a criminal abortion is a Class C felony. Attempt to procure a criminal miscarriage is a Class E felony.
- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.
- The Board for Licensing Health Care Facilities will not incur a significant increase in expenditures to regulate the provisions of the bill. The Board will determine compliance during regular inspections of facilities.
- Any necessary disciplinary action for noncompliance will not result in a significant increase in expenditures.
- Pursuant to Tenn. Code Ann. § 4-3-1011, all health-related boards are required to be self-supporting over a two-year period. As of June 30, 2010, the Board had a balance of \$392,654.16.

**HB 433 – SB 641**

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a smaller, more compact script than the last name "White".

James W. White, Executive Director

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